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PATENT
Attorney Docket No. ACX-103CN5

GP/3741/4
5-15-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Lazarus, et al.
SERIAL NO.: 09/837,773 GROUP NO.: 3741
FILING DATE: April 18, 2001 EXAMINER: Not Yet Assigned
TITLE: PACKAGED STRAIN ACTUATOR

CERTIFICATE OF FIRST CLASS MAILING UNDER 37 C.F.R. 1.8

I hereby certify that this correspondence, and any document(s) referred to as enclosed herein, is/are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to the Assistant Commissioner for Patents, Washington, DC 20231 on this 18 day of January, 2002.

Heather Arsenault
Heather Arsenault

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

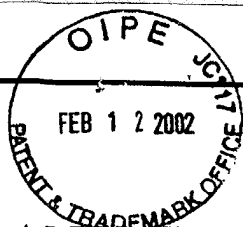
Submitted herewith is/are:

Supplemental Information Disclosure Statement (2 pgs.), Form PTO-1449 (1 pg.),
Transmittal Form (1 pg.), Return Receipt Postcard, all under this Certificate of
First Class Mailing dated January 18, 2002.

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TRANSMITTAL FORM



Application Serial Number	09/837,
Filing Date	April 18, 2001
First Named Inventor	Lazarus
Group Art Unit	3741
Examiner Name	Not Yet Assigned
Attorney Docket No.	ACX-103CN5
BATCH NO. (after allowance)	Not applicable
Patent No.	Not applicable
Issue Date	Not applicable

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Check Attached <input type="checkbox"/> Copy of Fee Transmittal Form <input type="checkbox"/> Amendment/Response <input type="checkbox"/> Preliminary <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Letter to Official Draftsperson including Drawings [Total Sheets ____] <input type="checkbox"/> Petition for Extension of Time <input checked="" type="checkbox"/> Information Disclosure Statement <input checked="" type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Copies of IDS Citations <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Sequence Listing submission <input type="checkbox"/> Paper Copy/CD <input type="checkbox"/> Computer Readable Copy <input type="checkbox"/> Statement verifying identity of above	<input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553) <input type="checkbox"/> Formal Drawing(s) <input type="checkbox"/> Request For Continued Examination (RCE) Transmittal <input type="checkbox"/> Power of Attorney (Revocation of Prior Powers) <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> CD(s) for large table or computer program <input type="checkbox"/> Amendment After Allowance <input type="checkbox"/> Request for Certificate of Correction <input type="checkbox"/> Certificate of Correction (in duplicate)	<input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences <input type="checkbox"/> Appeal Brief (in triplicate) <input type="checkbox"/> Status Inquiry <input checked="" type="checkbox"/> Return Receipt Postcard <input checked="" type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8 <input type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8 <input type="checkbox"/> Additional Enclosure(s) (please identify below)
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Date: January 18, 2002
 Reg. No. 46,944
 Tel. No.: (617) 248-7352
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Respectfully submitted,

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 High Street Tower
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PATENT
Atty. Docket No. ACX-103CN5
(180/12)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Lazarus *et al.*

SERIAL NUMBER: 09/837,773 GROUP NUMBER: 3741

FILING DATE: April 18, 2001 EXAMINER: Not yet assigned

TITLE: **PACKAGED STRAIN ACTUATOR**

Assistant Commissioner for Patents
Washington, DC 20231

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. 1.97 and 1.98, Applicants hereby make of record the patents and publications listed on the accompanying Form PTO-1449, and other information contained herein, for consideration by the Examiner in connection with the examination of the patent application identified above. In accordance with the provisions of 37 C.F.R. § 1.98(d), copies of the references are not enclosed as these references were previously cited by, or submitted to, the U.S. Patent and Trademark Office in the prior application U.S.S.N. 08/188,145, which is relied upon for an earlier effective filing date under 35 U.S.C. § 120.

REMARKS

In accordance with the provisions of 37 C.F.R. 1.97, this statement is being filed (CHECK ONE):

- ☒ (1) within three (3) months of the **filing date** of a national application other than a continued prosecution application under 37 C.F.R. 1.53(d), or within three (3) months of the **date of entry of the national stage** as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing of the **first Office action** on the merits, or before the mailing of a **first Office action** after the filing of a request for continued examination under 37 C.F.R. 1.114; or
- ☐ (2) after the period defined in (1) but before the mailing date of a **final action** or a **notice of allowance** under 37 C.F.R. 1.311, and

- ☐ the requisite Statement is below, **OR**
- ☐ the requisite fee under 37 C.F.R. 1.17(p), namely **\$180.00**, is included herein,
or
- ☐ (3) after the mailing date of a **final action** or **notice of allowance** but before the
payment of the **issue fee**, **AND**
- ☐ the requisite Statement is below, **AND**
- ☐ the requisite petition fee under 37 C.F.R. 1.17(p), namely **\$180.00** is included
herein.

It is respectfully requested that each of the patents and publications listed on the attached Form PTO-1449, and other information contained herein, be made of record in this application.

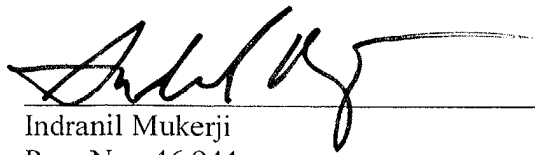
FEE AUTHORIZATION

This submission is made before the mailing of a first Office action on the merits, and thus, Applicants believe that no fee is due with this submission. However, should any fee be due with this submission, the Commissioner is authorized to charge the fee to our Deposit Account, No. 20-0531.

Respectfully submitted,

1/18/02
Date

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